

Greeley County Commissioner Minutes

April 11, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 11th day of April 2023 in the Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Clerk Mindy Grossart and Joe McNally, McNally Law Office. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the March 23, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Appara janitor supply 123.12, Applied Connective Technologies comp. consult 2198.28, Black Hills Energy heat service 928.59, Bomgaars Supply bldg. repair 46.90, City of St. Paul deputy salary/mileage 128.87, Clearly internet/phone 812.25, Country Market janitor supply 213.56, Country Partners fuel 720.85, DAS State Acctg.- Central Finance data processing 85.84, Paul Deaver uniform reimb/fuel/postage 440.11, Eakes Office Solutions supply/data processing 1,100.10, First concord Benefits Group bc/bs contribution 2,186.18, Margaret Freeman prior service 13.00, Scott Glaser mileage 26.20, Great Plains Communications phone/internet 250., Greeley County Clerk of District Court County crt. claim 72., Greeley County Court County Court claim 50., Mindy Grossart mileage/supplies 161.08, Grossarts Inc. supplies 17.97, Harouff Law crt. appt. attorney 220., Howard/Greeley RPPD light service 336.20, IAPE video class 395., Lake Mac Assessment residential appraisal 25,000., McNally Law Office legal matter/mileage/service 1,580.30, Microfilm Imaging Systems scan fee 40., Mid-Nebraska Disposal garbage disposal 698.10, Midwest Radar & Equipment 40., Daniel Miller mileage 27.21, MIPS data processing 1,899.19, Charlotte Murphy prior service 21., NACO open meeting 20., NE Dept. Of Revenue IAAO registration 650., NE Public Health Environmental Lab testing 105., Nebraska Health & Human Services institutional costs 93., Phonograph-Herald subscription 52., Pitzer Digital print/publish 394.65, Postmaster box rent 998., Radar Shop radio repair 1,000.50, Ramada lodging 192., Region 26 Council 4th quarter assessment 19,336.69, Region 3 Behavioral Health Services mental health 4th quarter 1531.06, Catherine Sweeney prior service 10., Trotters Whoa & Go II sheriff fuel 53.79, Carol Trumler phone reimb. 25., US Postal Service envelopes 764.30, Village of Greeley water service 210.44, Vision Service Plan vision insurance 308.17, Woods Aitken special pros. fee 562. ROAD: Ace Irrigation & Manufacturing culverts 795., AKRS Equipment Solutions parts/grease-oil/bolts 685.87, Appara uniform/towel service 414.07, Black Hills Energy heating fuel 766.81, Bloom Repair parts/labor 1675.40, Country Partners fuel 14749.88, Filter Care of Nebraska parts 53.70, Graham Tire Grand Island tire repair/labor 1653.04, Grossarts shop supplies/pipes, bolts 78.90, Grummert Professional Services contract service 1000., Hamilton phone/internet 92.97, Hillbills Diesel, Ag & Auto parts/labor/parts 191.99, Hooker Bros. Sand & Gravel road gravel ,5037.74, Howard County Medical Center drug & alcohol test 106., Howard/Greeley RPPD light service 235.66, Island Supply Welding Company oxygen/acetylene 19.84, Jeffres Sand & Gravel road gravel 17,684.76, Joe Diessner Trucking gravel hauling 10,526., K & S Welding & Repair tire repair/labor 1,139., Kowalski's Truck & Auto Care parts/labor

680.09, Tom Langer reimb. parts 172.92, Loup Central Landfill Assoc. garbage disposal 107.33, Medical Enterprises drug testing 70., Mid-Nebraska Disposal garbage disposal 42.70, Miller Power Sports fuel 79., Molt Mfg. labor/steel 474., Murphy Tractor & Equipment parts/labor 1745.29, Nebraska Machinery Company parts/labor/pipes, bolts 47,197.05, Nebraska Truck Center parts/labor/machine hire 11,76.06, The Parts Bin-Ord parts/pipes, bolts 322.25, People's Service fuel/tire repair/labor/parts 11,451.25, Platinum Truck Service labor/parts 8,009.24, Roaches Lumber & Redi-Mix building repair 1,214.41, Ruttman Repair parts/labor 5,333.34, Scotia Electric building repair 6,924.98, Spalding Farm & Home shop supplies/small tools 74.56, State of Nebraska Motor Fuels Division motor fuel tax 633., TooFast Supply shop supplies/shop tools 544.98, Trotters Whoa & Go II fuel 175.86, Ulrich Gravel road gravel/crushed concrete 16,820.17, Village of Greeley water service 59.69, Village of Scotia water/sew/garbage 80.75, Village of Spalding light service 101.90, James Wilford storage fee 50. GENERAL FUND: Salaries, 27,914.97, EFTPS Matching SS, 2,135.46, Ameritas Life Ins. Corp, Matching County Retirement, 1,830.30, Blue Cross Blue Shield, 14,128.80, ROAD FUND: Salaries, 10,597.24, EFTPS Matching SS., 810.67, Ameritas Life Ins. Corp, Matching County Retirement, 715.32.

Carol Trumler, Planning & Zoning Administrator met with the Board to make recommendations to the for appointments to the Planning and Zoning Commission Board. Chairman Foltz stated when Planning & Zoning started in Greeley County there was a well-rounded Board with nine members. Wadsworth added when the Planning & Zoning Regulations were updated in 2015, they also had a nine-member board. Carol stated Bill Hamer is wanting to retire but is willing to stay on until a replacement is found. She recommended Ned Pelster, Duane Dilsaver, Tim Esch and Ted Nekoliczak for appointment to the Planning & Zoning Commission Board. The Board reviewed County Planning and Zoning statute 23-114, the consensus was to have a nine-member Planning & Zoning Commission Board. Motion made by Wadsworth to appoint Ned Pelster, Duane Dilsaver, Tim Esch and Ted Nekoliczak to the Planning and Zoning Commission Board, second by Leslie. Roll Call Vote: All yes, motion carried.

The County Board reviewed an Administrative Subdivision for James Scott Dugan – Dugan Residence located in the NE 1/4 S-24 T-18 R-11 (5.826 acres) current use: agricultural & desired use of the property: residential. Motion made by Leslie to approve the Administrative Subdivision Dugan Residence, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Brian Wood applied for a permit to cross under County Roadway with electric wire for a well & pivot in the NE 1/4 S-4 T-19 R-12 crossing on 816th Rd. Motion by Leslie to approve the permit to cross under county roadway, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Tennille Friese, Veteran Service Officer, was present to discuss the Interlocal Agreement between Boone and Greeley Counties. She recently met with area Veteran Service Officers in her district, and it was discovered that her wages are quite a bit lower than the other Veteran Service Officers. Greeley County signed an Interlocal Agreement with Boone County on January 10, 2023, for this calendar year. The Board explained they would be open to discussing a wage increase for Tennille and will revisit the wage increase and Interlocal Agreement discussion during budget time. Tennille stated she plans to be in Greeley County on Wednesdays and the phone calls are transferred to Boone County when the Greeley County Office is closed. Motion made by Wadsworth to table until the end of the fiscal year, second by Leslie. Roll Call Vote: All yes, motion carried.

A public hearing for the 2023 One- & Six-Year Road Improvement Plan was opened at 10:00 a.m. Lance Harter, Highway Superintendent was present with the plans and to answer any questions. The public hearing was closed at 10:12 a.m. Motion to approve the One- & Six-Year Plan Resolution 2023-2 as modified was made by Leslie, second by Wadsworth. Removing project C-39 (265) and adding C-39 (279). Roll Call Vote: All yes, motion carried.

Lance Harter, Highway Superintendent stated Structure No. C003900905P needs to be replaced and has been approved to receive County Bridge March Funds. The bridge is located on the north line of S-2 T-18 R-12 in Wallace Creek. Motion made by Wadsworth to seek bids for bridge 905P replacement, second by Leslie. Roll Call Vote: All yes, motion carried.

Lance also mentioned a program for high-risk rural road funding for stop sign replacements. The program allows for stop signs, stop ahead signs and posts to be funded. Lance said they could make time to put together a list for the County to submit but the signs do have to be installed within one year. The Board directed Lance to move forward with the stop sign funding project.

Keith Marvin, Marvin Planning Consultants met with the County Board. After discussion, Wadsworth moved to appoint Keith Marvin as a consultant for Greeley County, second by Leslie. Roll Call Vote: All yes, motion carried.

Michelle Soto, Clerk Magistrate was present to discuss a Memorandum of Understanding – Nebraska Courtroom Technology Transfer of Ownership. It is created to facilitate transfer of audio-visual components, equipment, or full systems to be used in courtrooms located in the Greeley County Courthouse. Leslie moved to approve the MOU, second by Wadsworth. Roll Call Vote: All yes, motion carried. Michelle also requested to get rid of obsolete items that are still sent to the Greeley County Law Library. Leslie moved that Greeley County does not have a Law Library and gave Michelle Soto the authority to archive old material, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed a quote from Applied Connective Technologies for an upgrade to the Greeley County Surveillance System (hardware, software & professional services) \$32,290.72. After discussion, motion made by Leslie, second by Wadsworth to approve the quote from Applied Connective Technologies. Roll Call Vote: All yes, motion carried.

Mary McGuire, Greeley County Treasurer submitted a Pledged Collateral Report for review. Wadsworth moved to approve the report, second by Leslie. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver gave a brief update on portable radios for the law enforcement vehicles and advised the Board the pickup is still being upgraded to law enforcement ready. The Board stated they have been receiving a lot of positive feedback on the job he is doing as County Sheriff. The EMT's and Fire Departments are very thankful that Sheriff Deaver responds to calls. Sheriff Deaver stated it is a pleasure working with everyone.

Public Comment: Peggy Petersen stated the wind farm project has been going on for 15 years. She explained that Blue Stem and Next Era have followed all the Planning & Zoning rules of Greeley County and does not agree that a few people that are opposed to the wind farm want to change the rules now. Peggy stated the name plate tax comes back to the county along with additional taxes from Next Era building structures. Peggy presented information from the Nebraska Department of Revenue in regard to the Name Plate Tax. She also stated expansions have been allowed in Custer, Antelope, and Boone Counties. Sharolyn Morearty said she is a landowner and support of the wind project. She explained the project has been going on for 15 years with a lot of progress since Next Era has purchased it. She feels it will impact Greeley County in more positive ways than not. Penny Beran specified that she is speaking on behalf of her parents Nick & Bev Dutcher. She stated that she does not live in Greeley County but has spoken to a landowner from Boone County. She explained that his cattle have not been affected and that they are not scooping up loads of dead birds. Penny stated the landowner she spoke to does not have a vested interest in the project and he felt everyone benefited from the increased revenue and improvements for the County. Cilinda Meyer-Scheideler thanked the Board for their time and consideration for the wind project. She shared that Iowa has over 3,400 wind turbines across 33 counties and they are one of the largest ag producers. She also shared that she has been an EMT for over 35 years and safety is a top priority for her. Mike Wood presented some information from Antelope and Custer County on the

Name Plate Capacity Taxes. He explained in Custer County they pay 5,600 per mega watt in taxes so that would be \$640,000 in tax money and \$575,000 for landowner payments. He felt it would really improve the economy. Bill Spelic thanked Chairman Foltz for attending the Planning & Zoning meeting in Dawson County. He felt Greeley County is way behind in Planning & Zoning Regulations. He wants the Board to look at all the details and thanked them for waiting 120 days. He stated there are a lot of concerns coming out of Otoe, Jefferson, Lincoln, Dawson, Antelope, and Dixon Counties. He requested the Board review all the details before they decide on the wind project. Wadsworth noted the Board has been doing everything they can to make the right decision for Greeley County. Nadine Bane requested a map of the wind turbine locations.

Leslie moved to enter executive session at 10:47 a.m. for the purpose of discussing possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. The County Board, Joe McNally and Keith Marvin were present for the executive session. Leslie moved to exit executive session at 10:51 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Leslie moved to enter a second executive session at 10:53 a.m. for the purpose of discussing possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. The County Board, Joe McNally and Keith Marvin were present for the executive session. Motion made by Leslie to exit executive session at 11:57 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Motion by Wadsworth to adjourn at 11:58 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 17th day of April 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk